FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE SIDE

CRIMINAL APPLICATION NO.1916 OF 2006

Samson Sharad Ingale ..Applicant
V/s.
The State of Maharashtra ..Respondent

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders	Court's or Judge's orders

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Mr.Rajiv Patil h/for Dr.Suresh-chandra Bhosale for the applicant.

Mr.Y.S.Shinde, APP for the State.

Coram : R.S.Mohite,J

Date : 13.6.2006.

PC

1. This is an application for grant of bail. The applicant is shown as an accused in C.R.No.376/2005 registered by the Pimpri Police station, Pune, for an offence punishable under Section 306 of IPC on the allegation that he has abetted his wife to commit suicide. The wife committed suicide on 27.11.2005. She said to have left behind a note suggesting that one Shamanna was harassing her. According to the prosecution the present

applicant is in fact Shammana the husband of the deceased wife. Be that as it may, there is no details of the alleged harassement given in the note. The date given in the note for intended suicide is 27.10.2005. The note talked about committing suicide on the next date. However, the statement of the child has been recorded in which she stated this suicide note was written during the act of committing suicide. The statement of the girl does not indicate any harassement in the hands of the applicant. It is well settled that the act amounting to abetment must be proximate. In the present case the proximity of the harassement cannot be gathered. The offence in question is not punishable with life imprisonment. Investigation is completed and charge-sheet is filed. It is therefore, directed that pending his trial in C.R.No.376/2005 registered by the Pimpri Police

station, Pune, the applicant be released on bail in the sum of Rs.10,000/- with one surety in the like amount subject to the condition that he will report to the concerned investigating officer once a month on every first Monday till the conclusion of the trial. Application stands disposed of.

(R.S.Mohite,J)